



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

EPA Region 5 Records Ctr.



304942

REPLY TO THE ATTENTION OF
SR-6J

JUL 03 2008

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Gregory A. Taylor
Safety Coordinator
Lubrizol Company
29400 Lakeland Boulevard
Wickliffe, OH 44092-2298

RE: The Chemical Recovery Systems Site, Elyria, Ohio
General Notice of Potential Liability and
Request for Information

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA or Agency) has documented the release or threatened release of hazardous substances, pollutants and contaminants at the above referenced facility (Site). To address the dangers and threats to human health and the environment as quickly as possible, several Potentially Responsible Parties (PRPs) have signed an Administrative Order on Consent (AOC) to conduct a Remedial Investigation/Feasibility Study (RI/FS) with U.S. EPA oversight. All response actions at this Site will be taken pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. § 9601 *et seq.* (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, 100 Stat. 1613 (1986) (SARA). Responsible parties under CERCLA include the current and former owners and operators, and persons who generated the hazardous substances or were involved in transport, treatment, or disposal of hazardous substances at the Site. Under Section 107 (a) of CERCLA, 42 U.S.C. § 9607 (a), where the Agency uses public funds to achieve the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the Site, including investigation, planning and enforcement.

U.S. EPA, based on the results of the completed RI/FS, issued a Record of Decision (ROD) to the PRPs on October 30, 2007. The ROD includes a summary of response actions selected to mitigate threats associated with the Chemical Recovery Site that shall be designed and implemented by the settling parties. These response actions include:

- Excavate the top four feet of highly contaminated soil located in the northwest corner (0.5 acres), to address the principal threat source material, (contaminated materials may migrate) to groundwater and future indoor air, which will eliminate the direct contact risk associated with the contaminated soil;
- Dispose excavated soils off-site per appropriate disposal requirements;
- Surficial sampling verification (up to 6 inches), to document the level of and type of contaminants left in place. No additional soil removal is required;
- Backfill excavated area with clean fill material, and cover with at least two-feet of clean soil;
- Application of a marker prior to backfilling, such as orange polyethylene netting, to delineate contaminated soils are underneath;
- Cover the remainder of the Site (2.0 acres) with two-feet of clean soil, compact and appropriately grade for erosion control;
- Monitored Natural Attenuation of groundwater to assure groundwater restoration to drinking water standards are achieved for all Contaminants of Concern (COCs);
- Institutional Controls to ensure the Site remains protective of public health and the environment;
- Perimeter fencing;
- Air monitoring and dust suppression during construction;
- Closure of two on-site sump pumps;
- Demolish two on-site structures;
- Repair sewer line; and,
- Thirty-year Operations & Maintenance to assure all Remedial Action Objectives continue to be maintained.

The U. S. EPA has received information that you may have owned or operated or generated or transported hazardous substances that were disposed of at the Site. By this letter, U.S. EPA notifies you of your potential liability with regard to this matter and encourages you, as a PRP, to reimburse U.S. EPA for costs incurred to date and to voluntarily perform or finance the response activities that U. S. EPA has determined or will determine are required at the Site. The U.S. EPA intends to issue Special Notice to all PRPs associated with the Site. In this Special Notice, U.S. EPA will invite and encourage all recipients to pay the past costs and cooperate with other PRPs and U.S. EPA in undertaking remedial actions at the Site.

Attachment 7 is a list of the names and addresses of the PRPs to whom this notice was sent. This list is provided to assist you in contacting other PRPs in this matter and to negotiate with U.S. EPA.

Enclosed is a U.S. EPA Small Business Regulatory Enforcement Fairness Act Information Sheet (Attachment 8). The information sheet may be helpful, if you are subject to enforcement action by U.S. EPA and you are a qualified small business. Attachment 9 is a list of respondents that have already signed the AOC, executed May 29, 2002, to conduct the RI/FS.

As a PRP, you should notify U.S. EPA in writing within 10 days of receipt of this letter of your willingness to perform or finance the activities described above. If U.S. EPA does not receive a timely response, U.S. EPA will assume that you do not wish to negotiate a resolution of your potential responsibility in connection with the Site and that you have declined any involvement in performing the response activities.

Your letter should indicate the appropriate name, address, and telephone number for further contact with you. If you are already involved in discussions with state or local authorities, engaged in voluntary cleanup action, or involved in a lawsuit regarding this Site, you should continue such activities as you see fit. This letter is not intended to advise you or direct you to restrict or discontinue any such activities; however, you are advised to report the status of those discussions or actions in your response to this letter and to provide a copy of your response to any other party involved in those discussions or actions.

In addition, U.S. EPA is seeking to obtain certain other information from you pursuant to its authority under Section 104(e) of CERCLA, 42 U.S.C. § 9604 (e), for the purpose of enforcing CERCLA and to assist in determining the need for response to a release of hazardous substance(s) under CERCLA. The Administrator of the U.S. EPA has the authority to require any person who has or may have information relevant to any of the following to furnish U.S. EPA with such information: (1) the identification, nature, or quantity of materials which have been or are generated, treated, stored or disposed of at, or transported to a facility; (2) the nature or extent of a release or threatened release of a hazardous substance, pollutant or contaminant at or from a facility and (3) the ability of a company or person to pay for or perform a cleanup. Attachment 1 is a summary of the history of the Chemical Recovery Systems Site.

Pursuant to Section 104(e) of CERCLA, you are hereby requested to submit a response to this Information Request and its questions in Attachment 2 concerning the Chemical Recovery Systems Site located at 142 Locust Street in Elyria, Ohio. Instructions to guide you in the preparation of your response are in Attachment 3. Definitions of the terms used in this Information Request and in the questions are in Attachment 4.

This request is directed to your company, its officers, directors, and employees, and its subsidiaries, divisions, facilities and their officers, directors, and employees. The information sought herein must be sent to U.S. EPA within 30 calendar days of your receipt of this letter. Failure to respond fully and truthfully to this request, or to adequately justify any failure to respond, may result in an enforcement action against you by U.S. EPA under Section 104 of CERCLA, as amended.

The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may request, however, that any such information be handled as confidential business information. A request for confidential

treatment must be made when the information is provided, since any information not so identified will not be accorded this protection by U.S. EPA. Information claimed as confidential will be handled in accordance with the provisions of 40 C. F. R. Part 2. To request that the Agency treat your information as confidential, you must follow the procedures outlined in Attachment 5, including the requirement that you support your claim for confidentiality.

The written statements submitted pursuant to this request must be submitted under an authorized signature certifying that all information contained therein is true and accurate to the best of the signatory's knowledge and belief. Moreover, any documents submitted to U.S. EPA pursuant to this information request should be certified as true and authentic to the best of the signatory's knowledge and belief. Should the signatory find, at any time after the submittal of the requested information, that any portion of the submitted information is false, the signatory should so notify U.S. EPA. If any answer certified as true should be found to be untrue, the signatory can and may be prosecuted pursuant to 18 U.S.C. § 1001. The U. S. EPA has the authority to use the information requested herein in any administrative, civil or criminal action.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act, 44 U. S. C. Section 3501 *et seq.*

Send your responses to both the Notice of Potential Liability within 10 days and the Information Request within 30 days, to:

U. S. Environmental Protection Agency
G. Marie Watts, SR- 6J
Remedial Enforcement Services Section
77 West Jackson Blvd.
Chicago, Illinois 60604 - 3590

If you have legal questions, please call Thomas Nash, Associate Regional Counsel, at (312) 886- 0552. If you have technical questions about this Site, call Mary Tierney, Remedial Project Manager, at (312) 886- 4785. Address all other questions to G. Marie Watts, Enforcement Specialist, at (312) 886-7591.

Due to the nature of the problem at this Site and the attendant legal ramifications, U.S. EPA strongly encourages you to submit a written response within the time frames specified. We trust you will give this matter your immediate attention.

Sincerely,



Wendy L. Carney, Chief
Remedial Response Branch #1

Attachments

1. Site History
2. Questions
3. Instructions
4. Definitions
5. Confidential Business Information
6. Legal Authority
7. List of Potentially Responsible Parties (PRPs)
8. Small Business Fact Sheet
9. List of Respondents Executing the Administrative Order on Consent

Attachment 1 SITE HISTORY

The Chemical Recovery Systems Site (CRS Site) is located at 142 Locust Street in Elyria, Ohio. The CRS Site is bordered on the west by the East Branch of the Black River, to the north and east by the Engelhard (formerly Harshaw) Chemical Company, and to the south by M&M Aluminum Siding Company. The CRS Site is located in a predominantly industrial and commercial area near the central business district of Elyria. The CRS Site consists of four parcels that are currently leased to M&M Aluminum which uses the Site property to store. Most of the Site's 2.3 acres are empty. Two buildings are currently on the CRS Site: a former warehouse and office building and the masonry shell of a building that housed a Rodney Hunt distillery. These buildings are located in the southeast corner of the CRS Site. The foundation of a building that formerly housed a Brighton still is located in the northeast corner of the CRS Site. The CRS Site is fenced on all sides except the side bounded by the East Branch of the Black River.

Beginning no later than the 1940s the CRS Site was used for commercial and industrial purposes such as a coal yard. During the 1950s, Harshaw Chemical briefly leased the CRS Site to store saggars. In 1960, Russell Obitts leased the CRS Site property and relocated his existing business, the Obitts Chemical Company, which reclaimed spent organic solvents, to the CRS Site. Later Russell Obitts and Dorothy Obitts purchased this property.

In 1974, Chemical Recovery Systems, Incorporated, a Michigan corporation (CRS-MI), assumed operations at the CRS Site through a stock purchase agreement with the Obitts Chemical Company. CRS-MI formed a wholly owned subsidiary, Chemical Recovery Systems, Inc., which it incorporated under Ohio law, to operate the former Obitts Chemical Company. In a separate agreement, CRS-MI leased the CRS Site property from Russell Obitts and Dorothy Obitts in a lease agreement with an option to purchase. A year later CRS-MI exercised its purchase option. Chemical Recovery Systems, Inc., an Ohio corporation (CRS-OH) continued operations at the CRS Site until 1981.

Operating as Obitts Chemical Company and then as CRS-OH the facility located on the Site received spent organic solvents from industrial facilities and reclaimed the solvents through distillation processes. Both owner/operators hauled contaminated solvents to the Site facility in their own tanker trucks and in stake trucks hauling 55 gallon drums. Spent solvents were stored in above ground tanks and 55 gallon drums. Soil contamination occurred through leakage and spills. Spent solvents that were transported to the CRS Site include, but are not limited to, the following: acetone, hexane, isopropyl alcohol, methylene ethyl ketone (MEK), tetrachloroethane, toluene, trichloroethane, and xylene. Analysis of samples collected at the CRS Site by U.S. EPA on November 26, 1979, detected PCE, ethyl benzene, and naphthalene. A solvent sample collected on February 5, 1980 contained toluene, ethylbenzene, xylene, and naphthalene. During U.S. EPA's visit to the CRS Site February 5, 1980, an employee of the facility identified specific solvents reclaimed which included paint solvents.

Because the CRS Site posed imminent danger to the local population and the environment, U.S. EPA initiated an action under the Resource Recovery and Conservation Act (RCRA). On October 7, 1980, the U.S. Department of Justice (U.S. DOJ), on behalf of U.S. EPA, filed an action against CRS-OH in the U.S. District Court, Northern District of Ohio, to abate an imminent and substantial endangerment to public health and the environment. On July 12, 1983, the District Court entered a Consent Decree that required CRS-OH to take the following actions: excavate all visibly contaminated soils identified during a joint U.S. EPA and CRS-OH inspection; excavate the perimeter of the Brighton still to a specified depth and distance; dispose of the excavated soil at an approved waste disposal site; backfill the excavated areas; and grade the CRS Site. After its inspection of the CRS Site November 7, 1983, U.S. EPA concluded that CRS-OH was in compliance with the July 12, 1983 Consent Decree.

Because hazardous substances released at the CRS-Site remain in the soil and groundwater at elevated levels, U.S. EPA is now taking response actions, under the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 and its amendments.

Several parties, already notified of their potential liability at the CRS Site, have signed an Administrative Order on Consent (AOC) to conduct a Remedial Investigation/Feasibility Study (RI/FS). Field work on the RI began on July 7, 2003, which was conducted in two phases. The first phase of the field investigation activities included the installation and sampling of 40 soil borings and the installation of five temporary monitoring wells. Five surface soils samples were collected from the river bank, and sediment and surface water samples were collected from the River. A camera survey of the storm sewer was performed to determine the condition of the storm sewer line that runs underneath the northern portion of the Site from Locust Street to the River.

The second phase of field investigation activities was conducted during the fall of 2003. Field activities included the installation of five groundwater monitoring wells, sampling the newly installed groundwater monitoring wells, including the sampling of the four existing groundwater monitoring wells, as well as or in addition to, collecting the five soil borings along the storm sewer.

The draft Remedial Investigation/Feasibility Study Report was submitted for review and comments. U.S. EPA, in consultation with Ohio EPA reviewed and submitted comments regarding the draft report to the PRP group. Based on U.S. EPA's comments, additional samples were taken along the River bank, and from River bank seeps (April 2005). Revisions incorporating the U.S. EPA comments to the draft report were made and the RI/FS Report was approved October 30, 2007.

Attachment 2 QUESTIONS

1. Identify all persons consulted in the preparation of the answers to these questions.
2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these questions and provide copies of all such documents.
3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question or who may be able to provide additional responsive documents, identify such persons
4. List the EPA Identification Numbers of the Respondent.
5. Identify the acts or omissions of any person, other than your employees, contractors, or agents, that may have caused the release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom at the CRS Site.
6. Identify all persons, including respondent's employees, who have knowledge or information about the generation, use, treatment, storage, disposal, or other handling of material at or transportation of materials to the Site (operating as Obitts Chemical Company or Chemical Recovery Systems, Inc., at 142 Locust Street, Elyria, Ohio).
7. Describe all arrangements that Respondent may have or may have had with each of the following companies and persons:
 - a) Obitts chemical Company
 - b) Russell Obitts
 - c) Chemical Recovery Systems, Inc.
 - d) Peter Shagena
 - e) James Freeman
 - f) James "Jim" Jackson
 - g) Donald Matthews
 - h) Bob Spears
 - i) Bill Bromley
 - j) Carol Oliver

- k) Nelwood Chemical Company, Inc.
- l) Art McWood
- m) Chuck Nolton
- n) Michigan Recovery Systems, Inc.
- o) Chemical Recovery Systems of Michigan

8. Set forth the dates during which the Respondent engaged in any of the following activities:

- a) Generation of hazardous materials which were sent to the CRS Site;
- b) Transportation of any material to the CRS Site.

9. Identify all persons, including you, who may have arranged for disposal or treatment, or arranged for transportation for disposal or treatment, of materials, including, but not limited to, hazardous substances, at the CRS Site. In addition, identify the following:

- a) The persons with whom you or any other persons made such arrangements;
- b) Every date on which such arrangements occurred;
- c) For each transaction, the nature of the material or hazardous substance, including the chemical content, characteristics, physical state (e.g., solid, liquid), and the process for which the substance was used or the process which generated the substance;
- d) The owner of the materials or hazardous substances so accepted or transported;
- e) The quantity of the materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions;
- f) All tests, analyses, and analytical results concerning the materials;
- g) The person (s) who selected the CRS Site as the place to which the materials or hazardous substances were to be transported;
- h) The amount paid in connection with each transaction, the method of payment, and the identity of the person from whom payment was received;
- i) Where the person identified in (g) , above, intended to have such hazardous substances or materials transported and all evidence of this intent;

- j) Whether the materials or hazardous substances involved in each transaction were transshipped through, or were stored or held at, any intermediate site prior to final treatment or disposal;
- k) What was actually done to the materials or hazardous substances once they were brought to the CRS Site;
- l) The final disposition of each of the materials or hazardous substances involved in such transactions;
- m) The measures taken by you to determine the actual methods, means, and location of treatment or disposal of the material and hazardous substance involved in each transaction;
- n) The type and number of containers the materials or hazardous substances were contained when accepted for transport, and subsequently until deposited at the CRS Site, and all markings on such containers;
- o) The price paid for (i) transport, (ii) disposal, or (iii) both of each material and hazardous substance.
- p) All documents containing information responsive to a - o above, or in lieu of identification of all relevant documents, provide copies of all such documents.
- q) All persons with knowledge, information, documents responsive to a - p above.

10. Identify all liability insurance policies held by Respondent from 1960 to the present. In identifying such policies, state the name and address of each insurer and of the insured, the amount of coverage under each policy, the commencement and expiration dates for each policy, whether or not the policy contains a "pollution exclusion" clause, and whether the policy covers or excludes sudden, non sudden, or both types of accidents. In lieu of providing this information, you may submit complete copies of all relevant insurance policies.

11. Provide copies of all income tax returns, including all supporting schedules, sent to the Federal Internal Revenue Service in the last five years.

12. If Respondent is a Corporation, respond to the following requests:

- a) Provide a copy of the Articles of Incorporation and By-Laws of the Respondent.
- b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission.
- c) Identify all of Respondent's current assets and liabilities and the person (s) who

currently own or is responsible for such assets and liabilities.

- d) Identify the Parent Corporation and all Subsidiaries of the Respondent.

13. If Respondent is a Partnership, respond to the following requests:

- a) Provide copies of the Partnership Agreement;
- b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission;
- c) Identify all of Respondent's current assets and liabilities and the person (s) who currently own or is responsible for such assets and liabilities.
- d) Identify all subsidiaries of the Respondent.

14. If Respondent is a Trust, respond to the following requests:

- a) Provide all relevant agreements and documents to support this claim.
- b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission.
- c) Identify all of Respondent's current assets and liabilities and the person (s) who currently own or is responsible for such assets and liabilities.

Attachment 3 INSTRUCTIONS

1. Answer each of the questions in this Information Request separately.
2. Precede each answer with the number of the question to which it corresponds.
3. In answering each question, identify all persons and contributing sources of information.
4. Although the U.S. EPA seeks your cooperation in this investigation, CERCLA requires that you respond fully and truthfully to this Information Request. False, fictitious, or fraudulent statements or misrepresentations may subject you to civil or criminal penalties under federal law. Section 104 of CERCLA, 42 U.S.C. Section 9604, authorizes the U.S. EPA to pursue penalties for failure to comply with that Section, or for failure to respond adequately to requests for submissions of required information.
5. For any document submitted in response to a question, indicate the number of the question to which it responds.
6. You must supplement your response to U.S. EPA if, after submission of your response, additional information should later become known or available. Should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify U.S. EPA as soon as possible.
7. For any document submitted in response to a question, indicate the number of the question to which it responds.
8. You must respond to each question based upon all information and documents in your possession or control, or in the possession or control of your current or former employees, agents, contractors, or attorneys. Information must be furnished regardless of whether or not it is based on your personal knowledge, and regardless of source.
9. Your response must be accompanied by the following statement, or one that is substantially equivalent:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted.

Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

The individual who prepared the response or the responsible corporate official acting on behalf of the corporation must sign and date the statement, affidavit, or certification. Include the corporate official's full title.

10. If any of the requested documents have been transferred to others or have otherwise been disposed of, identify each document, the person to whom it was transferred, describe the circumstances surrounding the transfer or disposition, and state the date of the transfer or disposition.

11. All requested information must be provided notwithstanding its possible characterization as confidential information or trade secrets. If desired, you may assert a business confidentiality claim by means of the procedures described in Attachment 5.

Attachment 4
DEFINITIONS

1. As used in this letter, words in the singular also include the plural and words in the masculine gender also include the feminine and vice versa.
2. The term *person* as used herein includes, in the plural as well as the singular, any natural person, firm, contractor, unincorporated association, partnership, corporation, trust or governmental entity, unless the context indicates otherwise.
3. *The Site* referenced in these documents shall mean the **Chemical Recovery Systems, Inc., Site** located at 142 Locust Street, Elyria, Ohio.
4. The term *hazardous substance* shall have the same definition as that contained in Section 101(14) of CERCLA, including any mixtures of such hazardous substances with any other substances, including petroleum products.
5. The term, *pollutant or contaminant*, shall have the same definition as that contained in Section 101(33) of CERCLA, and includes any mixtures of such pollutants and contaminants with any other substances.
6. The term *release* shall have the same definition as that contained in Section 101(22) of CERCLA, and means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discarding of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.
7. The term *identify* means, with respect to a natural person, to set forth the person's full name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position or business.
8. The term *identify* means, with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship), to set forth its full name, address, legal form (e.g. corporation, partnership), organization, if any, and a brief description of its business.
9. The term *identify* means, with respect to a document, to provide its customary business description, its date, its number if any (invoice or purchase order number), the identity of the author, addressor, addressee and/or recipient, and the substance or the subject matter.
10. The term *you, yours or Respondent* shall mean the addressee of this Request, the addressee's officers, managers, employees, contractors, trustees, predecessors, partners, successors, assigns, subsidiaries and agents.

11. The term *dump* as used herein shall mean an accumulation of refuse and discarded materials and/or a place where such materials are dumped.

12. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, (RCRA), 40 C. F.R Part 300 or 40 C.F.R. Part 260-280, in which case the statutory or regulatory definitions shall apply.

Attachment 5
CONFIDENTIAL BUSINESS INFORMATION

You may consider some of the information confidential that the U.S. Environmental Protection Agency (U.S. EPA or Agency) is requesting. You can not withhold information or records upon that basis. The Regulations at 40 C.F.R. Part 2, Section 200 *et seq.*, require that U.S. EPA afford you the opportunity to substantiate your claim of confidentiality before the Agency makes a final determination on the confidentiality of the information.

You may assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. Section 2.203(b). Information covered by such a claim will be disclosed by the U.S. EPA only to the extent and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. [See 41 Federal Register 36902 *et seq.* (September 1, 1976); 43 Federal Register 4000 *et seq.* (December 18, 1985).] If no such claim accompanies the information when U.S. EPA receives it, the information may be made available to the public by the Agency without further notice to you. Please read carefully these cited regulations, together with the standards set forth in Section 104(e)(7) of Comprehensive Environmental Response Compensation Liability Act (CERCLA), because, as stated in Section 104(e)(7) (ii), certain categories of information are not properly the subject of a claim of confidential business information.

If you wish U.S. EPA to treat the information or record as *confidential*, you must advise U.S. EPA of that fact by following the procedures described below, including the requirement for supporting your claim of confidentiality. To assert a claim of confidentiality, you must specify which portions of the information or documents you consider confidential. Please identify the information or document that you consider confidential by page, paragraph, and sentence. You must make a separate assertion of confidentiality for each response and each document that you consider confidential. Submit the portion of the response that you consider confidential in a separate, sealed envelope. Mark the envelope *confidential*, and identify the number of the question to which the envelope's contents are the response.

For each assertion of confidentiality, identify:

1. The period of time for which you request that the Agency consider the information confidential, e.g., until a specific date or until the occurrence of a specific event;
2. The measures that you have taken to guard against disclosure of the information to others;
3. The extent to which the information has already been disclosed to others and the precautions that you have taken to ensure that no further disclosure occurs;
4. Whether U.S. EPA or other federal agency has made a pertinent determination on the confidentiality of the information or document. If an agency has made such a determination, enclose a copy of that determination.

5. Whether disclosure of the information or document would be likely to result in substantial harmful effects to your competitive position. If you believe such harm would result from any disclosure, explain the nature of the harmful effects, why the harm should be viewed as substantial, and the causal relationship between disclosure and the harmful effect. Include a description of how a competitor would use the information.
6. Whether you assert that the information is voluntarily submitted as defined by 40 C.F.R. 2.201(i). If you make this assertion, explain how the disclosure would tend to lessen the ability of U.S. EPA to obtain similar information in the future.
7. Any other information that you deem relevant to a determination of confidentiality.

Please note that, pursuant to 40 C.F.R. 2.208(e), the burden of substantiating confidentiality rests with you. The U.S. EPA will give little or no weight to conclusory allegations. If you believe that facts and documents necessary to substantiate confidentiality are themselves confidential, please identify them as such so that U.S. EPA may maintain their confidentiality pursuant to 40 C.F.R. 2.205(c). If you do not identify this information and documents as *confidential*, your comments will be available to the public without further notice to you.

Attachment 6
DESCRIPTION of LEGAL AUTHORITY

The federal **Superfund** law (the Comprehensive Environmental Response, Compensation and Liability Act), 42 U.S.C. § 9601, *et seq.*, (commonly referred to as **CERCLA** or Superfund), gives the U.S. EPA the authority to, among other things: 1) assess contaminated sites; 2) determine the threats to human health and the environment posed by each site; and 3) clean up those sites in the order of the relative threats posed by each.

Under Section 104(e)(2) of CERCLA, 42 U.S.C. § 9604 (e)(2), U.S. EPA has broad information-gathering authority which allows U.S. EPA to require persons to furnish information or documents relating to:

- A. The identification, nature, and quantity of materials which have been or are generated, treated, stored, or disposed of at a vessel or facility or transported to a vessel or facility;
- B. The nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at/or from a vessel or facility;
- C. The ability to pay the costs of the clean-up.

Compliance with this Information Request is mandatory. Failure to respond fully and truthfully to each question within this Information Request and within the prescribed time frame can result in an enforcement action by U.S. EPA pursuant to Section 104(e)(5) of CERCLA. This section also authorizes an enforcement action with similar penalties if the recipient of the Request does not respond and does not justify the failure to respond. Other statutory provisions (18 U.S.C. § 1001) authorize separate penalties if the responses contain false, fictitious, or fraudulent statements. U.S. EPA has the authority to use the information requested in this Information Request in an administrative, civil, or criminal action.

Attachment 7
CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03

3M Corp.
Attn: Brian Davis
P O. Box 33428
St. Paul, MN 55133-3428

A.B. Dick Company
7400 Caldwell Avenue
Niles, IL 60714-3806
(re: Addressograph/Multigraph)

Akzo Nobel Inc.
Attn: Brian Curtis
300 S. Riverside Plaza, Suite 2200
Chicago, IL 60606
(re: Dexter Corp.)

Alan Plotkin
18 East 48th Street, Floor 18
New York, NY 10017
(re: Eagle Rubber)

Amer Cunningham Co.
Attn: Michael S. Urban
159 S. Main St.
Akron, OH 44308-1322
(re: Quality Synthetic Rubber)

American Colors, Inc.
Attn: Jim Sayre
1110 Edgewater Drive
Sandusky, OH 44870

American Greetings Corp.
Attn: Michelle Creger
One American Road
Cleveland, OH 44144-2938

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Ashland Chemical, Inc.
Robin Lampkin-Isabel
P.O. Box 2219
Columbus, OH 43216

Astatic Corp.
P.O. Box 120
Conneaut, OH 44030

Auto & Industrial Finishes
Attn: Kevin R. Kehoe
9070 Marshall Road
Cranberry Township, PA 16066

Aztec Peroxides, Inc.
t/k/a Carmac Chemical
555 Garden Street
Elyria, OH 44035

Babst, Calland, Clements & Zominir
Attn: Michele Gutman
Two Gateway Center
Pittsburgh, PA 15222
(re: Luxaire)

Babst, Calland, Clements Zomnir
Attn: Lindsay Howard
Two Gateway Center
Pittsburgh, PA 15222
(re: Thomas Steel Strip Corporation)

Babst, Calland, Clements, Zomnir
Attn: Kevin Garber
2 Gateway Center
Pittsburgh, PA 15222
(re: Rexroth)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Baker & Hostetler, LLP
Attn: Jason Perdion
3200 National City Center
1900 East 9th Street
Cleveland, OH 44114-3485
(re: Dorn Color)

BASF Corporation
Attn: Nan Bernardo
3000 Continental Drive – North
Mount Olive, NJ 07828
(re: BASF/Limbacher)

Basic Packaging Machinery Corp.
642 Sugar Lane
Elyria, OH 44035

Bayer Polymers, LLC
Attn: Joel E. Robinson
100 Bayer Road

Beazer East, Inc.
d/b/a Parr, Inc/Koppers & Co. Inc.
One Oxford Centre, Suite 3000
Pittsburgh, PA 15219

Benjamin Moore & Company
Attn: Kathleen Ewing
51 Chestnut Ridge
Montvale, NJ 07645
(re: Technical Coatings)

Black McCuskey Souers & Arbaugh
Attn: Victor Marsh
1000 United Bank Plaza
220 Market Avenue South
Canton, OH 44702-2116
(re: Adelpia)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Black McCuskey Souers & Arbaugh
Attn: Victor Marsh
1000 United Bank Plaza
220 Market Avenue South
Canton, OH 44702-2116
(re: Bison)

Black, McCuskey, Souers & Arbaugh
Attn: Victor Marsh
1000 United Bank Plaza
220 Market Avenue South
Canton, OH 44702-2166
(re: Hoover Company)

Borg Warner
Attn: Stephanie Bransfield
200 South Michigan Avenue
Chicago, IL 60604

Buckingham, Doolittle & Burroughs
Attn: Ralph Amiet
50 S. Main Street
Akron, OH 44309-1500
(re: Wooster Brush)

Bud Industries, Inc.
Attn: Ravi Jain
P.O. Box 998
Willoughby, OH 44096

Culfee, Halter & Griswold LLP
Attn: Susan Strom
1400 McDonald Investment Center
800 Superior Avenue
Cleveland, OH 44114-2688
(re: Hukill)

Centria
f/k/a Elwin G. Smith
1005 Beaver Grade Road
Coraopolis, PA 15108

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Centria
f/k/a H.H. Robertson
1005 Beaver Grade Road
Coraopolis, PA 15108

Checkmate Boats
3691 State Route 4
Bucyrus, OH 44820

Chemcentral
f/k/a Allegheny Solvents & Chemical
P.O. Box 730
Bedford Park, IL 60499-0730

Chemical Recovery Systems, Inc.
Attn: Peter Shagena
42714 Woodward Avenue, Suite A
Bloomfield Hills, MI 48304-5061

Chemical Solvents, Inc.
3751 Jennings Road
Cleveland, OH 44109

Chemtron Corp.
Attn: Richard Timm
35850 Schneider Ct.
Avon, OH 44011

Chromalloy American Corp.
f/k/a Elyria Foundry
120 S. Central Avenue
Elyria, OH 44036

Clyde Paint & Supply Co.
Cerald F. Thomas, Registered Agent
301 Lisa Ann Drive
Huron, OH 44839

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Conneaut Leather, Inc.
Attn: Howard Bartow
4114 Carpenter Road
Ashtabula, OH 4004

Continental General Tire
f/k/a General Tire and Rubber
Attn: Ralph McCormick
1800 Continental Blvd.
Charlotte, NC 28273

Cotsirilos, Tighe & Streicker, Ltd.
Attn: Ann Tighe
33 North Dearborn Street, Suite 600
Chicago, IL 60602
(re: Technical Products, Inc.)

Crompton
Attn: Jeffrey Bailot/Pamela Missal
Benson Road
Middlebury, CT 06749
(re: Uniroyal)

Crown Cork & Seal
f/k/a Continental Can
Attn: William Gallagher
One Crown Way
Philadelphia, PA 19154

Cuyahoga Chemical Company
Attn: Paul Moffat
3470 West 140th Street
Cleveland, OH 44111-2431

Cycres Olean
Attn: Thomas Waldman
Five Garret Mtn. Plaza
West Paterson, NJ 07424
(re: Conap, Inc.)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Daimler Chrysler Corporation
f/k/a Chrysler Plastic Products Co.
Attn: Kathleen Hennessey
CIMS 485-13-62
1000 Chrysler Drive
Auburn Hills, MI 48236-2808

David B. Graham
Kaufman & Canoles
1200 Old Colony Lane
P.O. Box 6000
Williamsburg, VA 23188
(re: Celanese)

David B. Graham
Kaufman & Canoles
1200 Old Colony Lane
P.O. Box 6000
Williamsburg, VA 23188
(re: Hexcel)

Day, Berry & Howard
Attn: Tricia Haught
City Place I
Hartford, CT 06103-3499
(re: Ohio Brass)

Dean & Fulkerson
Attn: James O'Brien
301 West Big Beaver Road, Suite 500
Troy, MI 48084
(re: Tecumseh Products Co.)

Doepken Keevican & Weiss, P.C.
Attn: Terry L. Schnell
58th Floor, USX Tower
600 Grant Street
Pittsburgh, PA 15219-2703
(re: Chemical Dist.)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Doepken Keevican & Weiss, PC
Attn: Terry L. Schnell
58th Floor, USX Tower
600 Grant Street
Pittsburgh, PA 15219-2703
(re: W.J. Ruscoe)

Don E. Cain
2321 Fortune Drive
Lexington, KY 40509
(re: Don Cain and C&C Supply)

Dot Label, Inc.
6701 West 64th St., Suite 228
Overland Park, KS 66202
(re: Allegheny Label)

Dow Chemical Co.
f/k/a Essex Chemical-Jamestown Finishes
Attn: Tracy Goad Walter
2030 Dow Center
Midland, MI 48676

Dow Chemical Co.
f/k/a Union Carbide Corporation
2030 Dow Center
Midland, MI 48674

Dow Corning Corporation
Attn: Jeanne D. Dodd (Mail # CO1222)
2200 West Salzburg Road
Midland, MI 48686-0994

Dwyer, Kinburn, Hall & Golub
Attn: Terrence Dwyer
16 Furler Street
Totowa, NJ 07511-0437
(re: Continental Car/Kiewit)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

E.E. Zimmerman Company
1370 Old Freeport Road
Pittsburgh, PA 15238

E.I. DuPont de Nemours
f/k/a DuPont Chemical
Attn: Barbara Gravely, D-7083
1007 Market Street
Wilmington, DE 19898

Eastman Kodak
Attn: Elliot Stern
343 State Street
Rochester, NY 14650-0217

Elyria Foundry
Attn: Samuel Knezevic
120 Filbert Street
Elyria, OH 44036

Elyria Foundry
c/o Sequa Corporation
200 Park Avenue
New York, NY 10166

Erie Universal
311 State
Erie, PA 16507

Exxon Mobil
Attn: Steven Schmidt
Pegasus Plaza, Room 5a39
3000 Pegasus Park Drive
Dallas, TX 75247
(re: Mobil Chemical)

FBC Chemical Corporation
Attn: Lad Hudac
P.O. Box 599
Mars, PA 16046

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

First Energy
Attn: Douglas Weber
76 South Main St.
Akron, OH 44308
(re: Painesville Nuclear Power)

Foley and Lardner
Attn: Tanya O'Neill
777 E. Wisconsin Avenue
Milwaukee, WI 53202-5367
(re: Allis Chalmers Corp.)

Foley, Hoag & Eliot
Attn: Monica Conyngham
One Post Office Square
Boston, MA 02109
(re: Kenner/Hasbro)

Ford Motor Company
Attn: Kathy Hofer
Parklane Towers West, Ste 1500
Three Parklane Blvd.
Dearborn, MI 48126-2568

Foseco, Inc.
Attn: Frank Simcic
20200 Sheldon Road
Cleveland, OH 44142

Frost Brown Todd, LLC
Attn: Steven Wesloh
2200 PNC Center
201 East Fifth Street
Cincinnati, OH 45202
(re: EG Smith/AK Steel)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Fulbright & Jaworski
Attn: Eva Fromm O'Brien
1301 McKinney, Suite 5100
Houston, TX 77010
(re: Universal Cooperatives)

GenCorp, Inc.
f/k/a General Tire and Rubber
P.O. Box 537012
Sacramento, CA 95853-7012

General Motors
Attn: Linda Bentley
(MC 482-C24-D24)
300 Renaissance Center
Detroit, MI 48243

Glidden Co.
Attn: Robert Kovalak
925 Euclid Avenue, Suite 900
Cleveland, OH 44115

Global Film & Packaging Corp.
1717 East Ninth St., 4th Floor
Cleveland, OH 44114
(re: Basic Packaging Systems)

GLS Corporation
Attn: Nancy Dehmlow
P.O. Box 3208
Arlington Heights, IL 60006-3208
(Great Lakes Terminal)

Goldberg, Stinnett, Meyers & Davis
Attn: Katherine Ray
44 Montgomery St., Ste. 2900
San Francisco, CA 94104
(re: Hexcel)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Goodyear Tire & Rubber Co.
Attn: Neal Rountree
1144 E. Market Street
Akron, OH 44316

Hanna, Campbell & Powell
Attn: David Moss
3737 Embassy Parkway
P.O. Box 5521
Akron, OH 44334
(re: Firestone)

Hanna, Campbell & Powell
Attn: David Moss
3737 Embassy Parkway
P.O. Box 5521
Akron, OH 44334
(re: Temperature Controls)

Henkel Corporation
f/k/a Dexter Corp./Dexter-Hysol
Attn: Kevin Chu
2200 Renaissance Blvd.
Gulph Mills, PA 19406

Hexcel Corporation
Attn: A. William Nosil
11711 Dublin Blvd.
Dublin, CA 94568

Honeywell
f/k/a Sinclair & Valentine
Attn: Helen Schiller
P.O. Box 2245
Morristown, NJ 07962-2245

Howard & Howard
Attn: Gary Peters
39400 Woodward Avenue, Suite 101
Bloomfield Hills, MI 48304-5151
(re: Chrysler Plastics)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Ingersoll-Rand
Attn: Donna McMahon
200 Chestnut Ridge Road
Woodcliff Lake, NJ 07677
(re: Clark Equipment)

International Paper Company
t/k/a Masonite Corporation
Attn: Mr. Joseph Saab
Tower II
6400 Poplar Avenue
Memphis, TN 38197

Interstate Chemical Co.
P.O. Box 1600
Hermitage PA 16148-0600

ITW Food Equipment
Attn: Steve Adams
701 S. Ridge Avenue
Cleveland, OH 44115

J.C. Whitlam Manufacturing Co.
Attn: Steve Carey
P.O. Box 380
Wadsworth, OH 44282-0380

Jamestown Paint & Varnish Co.
Attn: Joseph Walton
108 Main Street
Jamestown, PA 16134

Jones, Day, Reavis & Pogue
Attn: Heidi Hughes Bumpers
51 Louisiana Avenue, N.W.
Washington, D.C. 20001-2113
(re: Bridgestone-Firestone)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Jones, Day, Reavis & Pogue
Attn: John Rego
901 Lakeside Avenue
Cleveland, OH 44114-1190
(re: Lorain Products)

Jones, Day, Reavis & Pogue
Attn: Thomas Hamilton
901 Lakeside Avenue
Cleveland, OH 44114-1190
(re: Quikut)

Joondeph & Bittel
Attn: Dale Wilson
50 South Main Street, Suite 700
Akron, OH 44308
(re: Ferriot Bros)

Kahn, Kleinman, Yanowitz & Arnson
Attn: James Koewler
1301 East Ninth Street, Suite 2600
Cleveland, OH 44114-1824
(re: Mahoning Paint)

Kalcor Coatings Co.
Attn: Newton Zucker
37721 Stevens Blvd.
Willoughby, OH 44094

Kenneth Arnold
49 Valley Drive, Suite 200
Furlong, PA 18925
(re: Henkel/Dexter)

KOA Speer Electronics
f/a Airco Speer Electronics
Bolivar Drive, P.O. Box. 547
Bradford, PA 16701

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Lathrop & Gage
Attn: Jonathan Haden
2345 Grand Blvd., Suite 2800
Kansas City, MO 64108-2612
(re: BFI)

LeBoeuf, Lamb, Greene & McRae
Attn: Patricia Shaw
One Gateway Center
420 Fort Duquesne Blvd., Suite 1600
Pittsburgh, PA 15222-1437
(re: Stolle)

Lexington Precision Corporation
767 3rd Avenue
New York, NY 10017
(re: Perry Plastics, Inc.)

Liberty Solvents & Chemical Co.
Attn: Raymond Pasquali
9429 Ravenna Road
Twinsburg, OH 44087

LTV Steel
f/k/a Republic Steel
Attn: T.A. Zalenski
200 Public Square
Cleveland, OH 44114-2308

Lucent
Attn: Environmental/Legal
600 Mountain Avenue
Murray Hill, NJ 07974
(re: Western Electric Co.)

Lundgren Goldthorpe & Zumbar
Attn: Andrew Zumbar
526 East Main Street
Alliance, OH 44601-0595
(re: Miller Studio)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Mary Davis
Seeley, Savidge & Evert Co., LPA
600 Superior Ave., East, Suite 800
Cleveland, OH 44114
(re: P&K Oil Service)

Mattel, Inc.
f/k/a Fisher Price Toys
Attn: Gregg Clark
333 Continental Blvd.
El Segundo, CA 90245-5012

McDermott, Will & Emery
Attn: Louis Rundio, Jr.
227 W. Monroe St.
Chicago, IL 60606
(re: Chemcentral)

McDermott, Will & Emery
Attn: Todd R. Wiener
227 West Monroe
Chicago, IL 60606
(re: H.H. Robertson)

McGregor & Patterson
Attn: J Russell McGregor
105 Smithfield Street, Suite 200
Pittsburgh, PA 15222
(re: Ball/Ranbar/BBT)

McKesson Corporation
One Post Street
San Francisco, CA 94104-5296

McMahon, DeGulis, Hoffman &
Lombardi
Attn: Gregory DeGulis
812 Huron Road, Suite 650
Canton, OH 44115-1126
(re: Mameco International)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Michelin NA
Attn: James Farrin
P.O. Box 19001
One Parkway South
Greenville, SC 29615
(re: Uniroyal)

Moen
f/k/a Stanadyne, Inc.
Attn: Dennis McKinney
25300 Al Moen Drive
North Olmsted, OH 44070-8022

Morrison & Foerster
Attn: Peter Hsiao
555 West Fifth Street
Los Angeles, CA 90013
(re: Fisher Price Toys)

National Acme
170 E. 131st Street
Cleveland, OH 44108

National Acme Company
1900 Case Parkway
Twinsburg, OH 44087

NCC Incorporated
f/k/a Nolwood Chemical
Attn: Arthur McWood, Jr.
42714 Woodward Avenue, Suite A
Bloomfield Hills, MI 48304-5061

Neville Chemical Company
Attn: Thomas McKnight
2800 Neville Road
Pittsburgh, PA 15225-1496

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Nick Shilatz
113 Lintel Drive
Canonsburg, PA 15317-3615
(re: NS Marketing)

Nordson Corporation
Attn: Robert Veillette
28601 Clemens Road
Westlake, OH 44145

North Coast Container Corp.
8806 Crane Aven.
Cleveland, OH 44105-1622
(re: Calig Steel Drum)

Northrop Grumman Corporation
f/k/a TRW
Attn: Gabriel Calvo
1000 Wilson Blvd., Suite 2300
Arlington, VA 22209-2278

Ohio Formulators, Inc.
c/o John J. Beyerle
4664 Southwood Drive
Cleveland, OH 44144

Parker Hannifin
Airborne Division
Attn: Chris Burich
6035 Parkland Blvd.
Cleveland, OH 44124-4141

Pelikan, Inc.
3011 Armory Drive, Ste. 190
Nashville, TN 37204
(re: Imaging Systems Corp.)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Pfizer, Inc.
f/k/a Parke-Davis & Company
Attn: Michael McThomas
235 E. 42nd St.
New York, NY 10017

Philip Services
Attn: Michael Chimitris
9700 Higgins Road, Suite 750
Rosemont, IL 60018
(re: Nortru)

Plas-Tanks Industries, Inc.
Attn: J. Kent Covey
39 Standen Drive
Hamilton, OH 45015

PPG Industries
Attn: Paul King
One PPG Place
Pittsburgh, PA 15272

PVS Chemicals, Inc./Nolwood Chemical
Attn: Jonathan Taub
16900 Harper Avenue
Detroit, MI 48213

R.W. Beckett Corp.
Attn: Donald Brackenhoff
P.O. Box 1289
Elyria, OH 44036-1289

Reale & Fossee
Attn: C.S. Fossee
625 Stanwix Street, Ste. 2405
Pittsburgh, PA 15222
(re: Gordon Terminal)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Rexam Beverage Can Americas
f/k/a National Can
Attn: Frank Brown
4201 Congress Street, Suite 340
Charlotte, NC 28209

Rockwell International
Attn: Gary Ballesteros
777 E. Wisconsin Ave., Suite 1400
Milwaukee, WI 53202

Scott Fetzer Company
f/k/a Quikut
Attn: Patrical Scanlon
28800 Clemens Road
Westlake, OH 44145-1197

Shaw Pittman
Attn: Jeffrey Knight
2500 N. Street NW
Washington, D.C. 20037
(re: Therm-o-Disc)

Shell Oil Company
Attn: Mary Smith, Room 4881 OSP
P.O. Box 2463
Houston, TX 77252-2463

Sherwin Williams Co.
Attn: Allen Danzig
101 Prospect Avenue NW
Cleveland, OH 44115-1075
(re: Sherwin/Sprayon)

Shumaker, Loop & Kendrick
Attn: L. Jeffrey Fort
1000 Jackson
Toledo, OH 43624
(re: Lake Shore Industries)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Solvent Resource Recovery
4301 Infirmary Road
West Carrollton, OH 45439

SPX Valves & Controls
Corporate Facility
250 Riverside Ave., N.
Sartell, MN 56377
(re: Chemetron Process Equipment)

Squire, Sanders & Dempsey LLP
Attn: Douglas McWilliams
4900 Key tower, 127 Public Square
Cleveland, OH 44114-1291
(re: Avery/Fasson))

Squires Sanders & Dempsey
Attn: Vincent Atriano
1300 Huntington Center
41 South High Street
Columbus, OH 43215
(re: Barr, Inc.)

Squires, Sanders & Dempsey
Attn: Vincent Atriano
1300 Huntington Center
41 South High Street
Columbus, OH 43215
(re: U.S. Chemical)

Studebaker Chemical
c/o Roetzel and Andress
Attn: Shane Farolino
22 South Main St.
Akron, OH 44308

Superior Chemical Products Co.
220 Hubbard Road
Youngstown, OH 44505

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Superior Screw
P.O. Box 92046
Elk Grove, IL 60009

Systech Environmental Corporation
c/o Daniel Brown 300 N. Main, Ste. 200
Middletown, OH 45042-1919
(re: Systems Technology Corporation)

Textron, Inc.
40 Westminster St.
Providence, RI 02903-2596
(Randall Co., Randall Div.)

The Gerstenslager Company
c/o Worthington Industries, Inc.
200 Old Wilson Bridge Road
Columbus, OH 43805

Thomas Pannett
Ohio Attorney General's Office
140 East Troy St., 12th Floor
Columbus, OH 43215-4132
(re: Ohio DOT)

Thompson Hine
Attn: Heidi Goldstein
3900 Key Center
127 Public Square
Cleveland, OH 44114-1291

Thompson Hine
Attn: Kelly O'Bryan
3900 Key Center
127 Public Square
Cleveland, OH 44114-1291
(re: B.F. Goodrich)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Thompson Hine
Attn: Andrew Kolesar
312 Walnut Street, 14th Floor
Cincinnati, OH 45202-4029
(re: Berenfield Steel Drum)

Thompson Hine
Attn: Michael Cyphert
3900 Key Center
127 Public Square
Cleveland, OH 44114-1291
(re: DeSantis Coatings)

Thompson Hine
Attn: Heidi Goldstein
3900 Key Center
127 Public Square
Cleveland, OH 44114
(re: Jamestown Paint & Varnish)

Thompson Hine
Attn: Keely O'Bryan
3900 Key Center
127 Public Square
Cleveland, OH 44114
(re: Jamestown Paint & Varnish)

Thompson Hine
Attn: Heidi Goldstein
3900 Key Center
127 Public Square
Cleveland, OH 44114-1291
(re: Owens Illinois)

Thompson Hine
Attn: Keely O'Bryan
3900 Key Center
127 Public Square
Cleveland, OH 44114-1291
(re: Owens Illinois)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Tommy Armour Golf
f/k/a Victor Comptometer-Golf
8350 North Lehigh Avenue
Morton Grove, IL 60053

Uniroyal Technology Corp.
f/k/a Uniroyal Plastics
Attn: Oliver Janney
2 North Tamiami Trail #900
Sarasota, FL 34236-5568

US Steel Corporation
Attn: Miles Stipanovich
600 Grant Street, Room 1500
Pittsburgh, PA 15219-2800
(re: Alside)

USG
f/k/a Marlite
125 South Franklin
Chicago, IL 60606

Valspar
Attn: Ronda Bayer
1101 S. Third St.
Minneapolis, MN 55415
(re: Plasti-Kote)

VIACOM, Inc.
Attn: Linda Kelley
MC745
11 Stanwix Street
Pittsburgh, PA 15222-1384
(re: Luxaire)

Virden Corporation
c/o Brian D. Kelly
35441 Lakeshore Blvd.
Easlake, OH 44095

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Vorys, Sater, Seymour and Pease
Attn: Joe Blasko
52 East Gay Street
Columbus, OH 43216-1008
(re: Borden Chemical)

Vorys, Sater, Seymour and Pease
Attn: Martyn Brodnik
52 East Gay Street
P.O. Box 1008
Columbus, OH 43216-1008
(re: Franklin Int'l/Glue)

Vorys, Sater, Seymour and Pease
Attn: Scott Doran
52 East Gay Street
Columbus, OH 43216-1008
(re: Taylor Metals)

Walton Paint Company
d/b/a Beaver Paint Company
Attn: Joseph Walton
103 Main Street
Jamestown, PA 16134

Warren and Young
Attn: Stuart Cordell
134 W. 46th Street
Ashtabula, OH 44005-2300
(re: Molded Fiberglass)

Waste Management
f/k/a Chem-Trol Pollution Control Services
Attn: James Forney
3970 Heritage Avenue
Okemos, MI 48864

Whirlpool Corp.
Attn: Larry Yinger
2000 N M-63
Benton Harbor, MI 49022-2692

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
10/09/03**

Whittaker Corporation
1955 Surveyor Avenue
Simi Valley, CA 93063-3369

Whyte, Hirschboeck & Dudek
Attn: Jennifer BuzECKy
111 East Wisconsin Avenue, Ste 2100
Milwaukee, WI 53202
(re: Bucyrus Erie)

Wickens, Herzer, Panza, Cook & Batista
Attn: Richard Panza
35765 Chester Road
Avon, OH 44011-1262
(re: Robert Ross & Sons)

Yenkin Majestic Paint Corporation
Ohio Polychemical Division
Attn: Merom Brachman
1920 Leonard Avenue
Columbus, OH 43219

Yenkin Majestic Paint Corporation
Attn: Merom Brachman
1920 Leonard Avenue
Columbus, OH 43219

Young Sommer, LLC
Attn: Dean Sommer
Five Palisades Drive
Albany, NY 12205
(re: General Electric)

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
6/14/05**

1. Lockheed Martin
(fka Martin Marietta)
6705 Rockledge Drive
Bethesda, MD 20817

Lockheed Martin
(fka Martin Marietta)
6550 Rock Spring Drive
Ste. 400
Bethesda, MD 20817

2. RPM, Inc.
(fka Tropical Paint)
2628 Pearl Road
Medina, OH 44256-7623

RPM, Inc.
(fka Tropical Paint)
2628 Pearl Road
Brunswick, OH 44212

Calfee, Halter & Griswold LLP
1400 McDonald Investment Center
800 Superior Avenue
Cleveland, OH 44114-2688
(Re: RPM, Inc.)

3. USG Corporation
(fka US Gypsum)
Department 149
125 South Franklin
Chicago, IL 60606

4. Donn Inc.
(fka USG Corporation)
1000 Crocker Road
Westlake, OH 44145

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
9/14/05**

Invitrogen Corporation
fka Dexter Corporation
1600 Farrady Drive
Carlsbad, California 92008-7313

Lori A. Manca, Esq.
Regulatory Counsel
Invitrogen Corporation
7305 Executive Way
Frederick, MD 21704

**CHEMICAL RECOVERY SYSTEMS
PRP ADDRESSEE LIST
4/1/08**

Chevron U.S.A. Inc.
Law Department
Attn: Richard T. Hughes
1600 Smith Street, Room 27038B
Houston, TX 77002
(for Harshaw Chemical Company)

Dorothy Orbitts
1130 Gulf Road
Elyria, OH 44035-1754



Office of Enforcement and Compliance Assurance
INFORMATION SHEET

U. S. EPA Small Business Resources

If you own a small business, the United States Environmental Protection Agency (EPA) offers a variety of compliance assistance resources such as workshops, training sessions, hotlines, websites, and guides to assist you in complying with federal and state environmental laws. These resources can help you understand your environmental obligations, improve compliance, and find cost-effective ways to comply through the use of pollution prevention and other innovative technologies.

Compliance Assistance Centers

(www.assistancecenters.net)

In partnership with industry, universities, and other federal and state agencies, EPA has established Compliance Assistance Centers that provide information targeted to industries with many small businesses.

Agriculture

(www.epa.gov/agriculture or 1-888-663-2155)

Automotive Recycling Industry

(www.ecarcenter.org)

Automotive Service and Repair

(www.ccar-greenlink.org or 1-888-GRN-LINK)

Chemical Industry

(www.chemalliance.org)

Construction Industry

(www.cicacenter.org or 1-734-995-4911)

Education

(www.campuserc.org)

Healthcare Industry

(www.hercenter.org or 1-734-995-4911)

Metal Finishing

(www.nmfrc.org or 1-734-995-4911)

Paints and Coatings

(www.paintcenter.org or 1-734-995-4911)

Printed Wiring Board Manufacturing

(www.pwbrc.org or 1-734-995-4911)

Printing

(www.pneac.org or 1-888-USPNEAC)

Transportation Industry

(www.transource.org)

Tribal Governments and Indian Country

(www.epa.gov/tribal/compliance or 202-564-2516)

US Border Environmental Issues

(www.bordercenter.org or 1-734-995-4911)

The Centers also provide State Resource Locators (www.envcap.org/statetools/index.cfm) for a wide range of topics to help you find important environmental compliance information specific to your state.

EPA Websites

EPA has several Internet sites that provide useful compliance assistance information and materials for small businesses. If you don't have access to the Internet at your business, many public libraries provide access to the Internet at minimal or no cost.

EPA's Home Page

www.epa.gov

Small Business Gateway

www.epa.gov/smallbusiness

Compliance Assistance Home Page

www.epa.gov/compliance/assistance

Office of Enforcement and Compliance Assurance

www.epa.gov/compliance

Voluntary Partnership Programs

www.epa.gov/partners



U.S. EPA SMALL BUSINESS RESOURCES

Hotlines, Helplines & Clearinghouses

(www.epa.gov/epahome/hotline.htm)

EPA sponsors many free hotlines and clearinghouses that provide convenient assistance regarding environmental requirements. A few examples are listed below:

Clean Air Technology Center

(www.epa.gov/ttn/catc or 1-919-541-0800)

Emergency Planning and Community Right-To-Know Act

(www.epa.gov/superfund/resources/infocenter/epcra.htm or 1-800-424-9346)

EPA's Small Business Ombudsman Hotline

provides regulatory and technical assistance information.

(www.epa.gov/sbo or 1-800-368-5888)

The National Environmental Compliance Assistance

Clearinghouse provides quick access to compliance assistance tools, contacts, and planned activities from the U.S.

EPA, states, and other compliance assistance providers

(www.epa.gov/clearinghouse)

National Response Center

to report oil and hazardous substance spills.

(www.nrc.uscg.mil or 1-800-424-8802)

Pollution Prevention Information Clearinghouse

(www.epa.gov/opptintr/ppic or 1-202-566-0799)

Safe Drinking Water Hotline

(www.epa.gov/safewater/hotline/index.html or 1-800-426-4791)

Stratospheric Ozone Refrigerants Information

(www.epa.gov/ozone or 1-800-296-1996)

Toxics Assistance Information Service also includes asbestos inquiries.

(1-202-554-1404)

Wetlands Helpline

(www.epa.gov/owow/wetlands/wetline.html or 1-800-832-7828)

State Agencies

Many state agencies have established compliance assistance programs that provide on-site and other types of assistance. Contact your local state environmental agency for more information or the following two resources:

EPA's Small Business Ombudsman

(www.epa.gov/sbo or 1-800-368-5888)

Small Business Environmental Homepage

(www.smallbiz-enviroweb.org or 1-724-452-4722)

Compliance Incentives

EPA provides incentives for environmental compliance. By participating in compliance assistance programs or voluntarily disclosing and promptly correcting violations before an enforcement action has been initiated,

businesses may be eligible for penalty waivers or reductions.

EPA has two policies that potentially apply to small businesses:

The Small Business Compliance Policy

(www.epa.gov/compliance/incentives/smallbusiness)

Audit Policy

(www.epa.gov/compliance/incentives/auditing)

Commenting on Federal Enforcement Actions and Compliance Activities

The Small Business Regulatory Enforcement Fairness Act (SBREFA) established an SBA Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. If you believe that you fall within the Small Business Administration's definition of a small business (based on your North American Industry Classification System (NAICS) designation, number of employees, or annual receipts, defined at 13 C.F.R. 121.201; in most cases, this means a business with 500 or fewer employees), and wish to comment on federal enforcement and compliance activities, call the SBREFA Ombudsman's toll-free number at 1-888-REG-FAIR (1-888-734-3247).

Every small business that is the subject of an enforcement or compliance action is entitled to comment on the Agency's actions without fear of retaliation. EPA employees are prohibited from using enforcement or any other means of retaliation against any member of the regulated community in response to comments made under SBREFA.

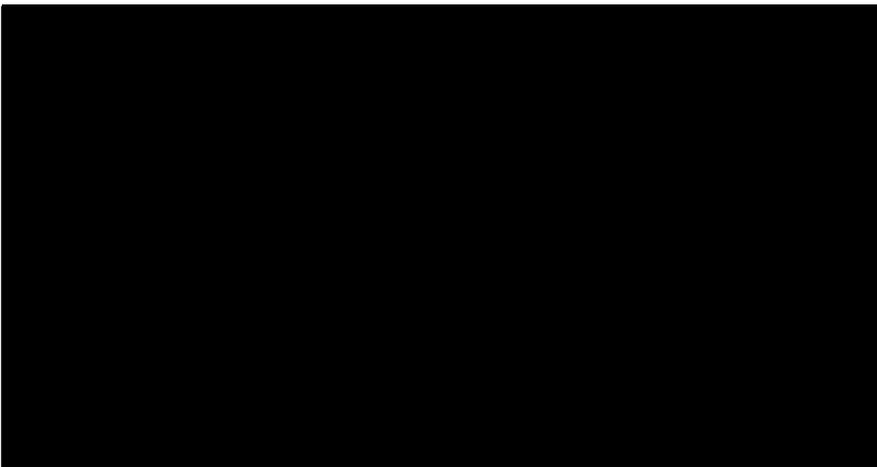
Your Duty to Comply

If you receive compliance assistance or submit comments to the SBREFA Ombudsman or Regional Fairness Boards, you still have the duty to comply with the law, including providing timely responses to EPA information requests, administrative or civil complaints, other enforcement actions or communications. The assistance information and comment processes do not give you any new rights or defenses in any enforcement action. These processes also do not affect EPA's obligation to protect public health or the environment under any of the environmental statutes it enforces, including the right to take emergency remedial or emergency response actions when appropriate. Those decisions will be based on the facts in each situation. The SBREFA Ombudsman and Fairness Boards do not participate in resolving EPA's enforcement actions. Also, remember that to preserve your rights, you need to comply with all rules governing the enforcement process.

EPA is disseminating this information to you without making a determination that your business or organization is a small business as defined by Section 222 of the Small Business Regulatory Enforcement Fairness Act or related provisions.

Attachment 9
LIST OF RESPONDENTS EXECUTING THE
ADMINISTRATIVE ORDER ON CONSENT

Alcoa Building Products, Inc. (f/k/a Stolle Corporation)
Ashland Inc.
Avery Dennison Corporation
Bucyrus International, Inc.
CAN Holdings, Inc. (Celanese)
E.I. du Pont de Nemours and Company
Exxon Mobil Corporation
Fisher Price (Mattel, Inc.)
Ford Motor Company
General Motors Corporation
Goodrich Corporation (f/k/a The B.F. Goodrich Company)
The Dow Chemical Company
The Goodyear Tire & Rubber Company
Henkel Corporation
Hexcel Corporation
Honeywell International Inc. (Sinclair & Valentine)
ITW Good Equipment Group (Hobart Corporation)
Jamestown Paint & Varnish Company
3M Company (f/k/a Minnesota Mining and Manufacturing)
Neville Chemical Company
Owens-Illinois, Inc.
PPG Industries, Inc.
Rockwell Automation, Inc. (f/k/a Rockwell International Corporation and North American Rockwell)
The Sherwin-Williams Company/Sprayon



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**U.S. Postal Service
CERTIFIED MAIL RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

7001 0320 0006 1459 2754

Postage	\$ 216
Certified Fee	270
Return Receipt Fee (Endorsement Required)	220
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 709

Sent To: Mr. Gregory A Taylor
 Safety Coordinator
 Lubrizol Company
 29400 Lakeland Boulevard
 Wickliffe, OH 44092-2298

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr Gregory A Taylor
 Safety Coordinator
 Lubrizol Company
 29400 Lakeland Boulevard
 Wickliffe, OH 44092-2298

2. Article Number
(Transfer from service label)

7001 0320 0006 1459 2754

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) <i>LISA MARK</i>	B. Date of Delivery <i>7/6</i>
C. Signature <i>[Signature]</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
D. Is delivery address different from item 1? If YES, enter delivery address below:	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

Service Type

<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Dorothy Obitts
 1130 Gulf Road
 Elyria, OH 44035-1754

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) _____ B. Date of Delivery _____

C. Signature *DOROTHY OBITTS*
Dorothy Obitts Agent Addressee

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

45663

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7001 0320 0006 1459 2822

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

Chemical Recovery Syst. CRS-6N/104(e)